

Message Text

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ACTION PM-04

INFO OCT-01 EUR-12 ISO-00 MC-02 DHA-02 OMB-01 AID-05 IGA-02

EB-07 NRC-05 NSAE-00 USIA-06 TRSE-00 ERDA-05 CIAE-00

COME-00 SSO-00 NSCE-00 INRE-00 L-03 /055 W

----- 024348

O R 171734Z AUG 76

FM AMEMBASSY BONN

TO SECSTATE WASHDC IMMEDIATE 1149

INFO CINC EUR VAIHINGEN

JCS WASHDC

OSD WASHDC

C O N F I D E N T I A L BONN 13727

OSD FOR ISA

E.O. 11652: GDS

TAGS: MASS, GW

SUBJECT: TERMINATION OF SELECTED MAAGS

REFS: (A) STATE 201994 DTG 132137Z AUG 76

(B) BONN 13650 DTG 161551Z AUG 76

(C) PARIS 23748 DTG 161529Z AUG 76

BEGIN SUMMARY: PARA 5 OF REFTEL A INVITED EMBASSY
RECOMMENDATIONS FOR INCORPORATION IN FORMAL WRITTEN
NOTIFICATION OF TERMINATION OF MAAG GERMANY. SUCH
SUGGESTIONS FOLLOW. END SUMMARY.

1. THE EMBASSY BELIEVES THAT THE BILATERAL LEGAL BASIS
FOR THE EXISTENCE FOR MAAG GERMANY IS PROVIDED BY:
A) THE MUTUAL DEFENSE AGREEMENT BETWEEN THE FEDERAL
REPUBLIC OF GERMANY AND THE UNITED STATES OF AMERICA OF
JUNE 30, 1955 AND B) THE EXCHANGE OF NOTES BETWEEN
THE ACTING SECRETARY OF STATE AND THE AMBASSADOR OF THE
FEDERAL REPUBLIC OF GERMANY SIGNED IN WASHINGTON,
OCTOBER 8, 1956 ENTITLED "MUTUAL DEFENSE ASSISTANCE:
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PURCHASE OF CERTAIN MILITARY EQUIPMENT, MATERIALS AND

SERVICES" AS AMENDED.

2. THE AGREEMENT DOES NOT SPECIFICALLY REFER TO MAAG BUT PROVIDES (ARTICLE VIII) THAT THE GOVERNMENT OF THE FRG WILL RECEIVE IN ITS TERRITORY PERSONNEL OF THE GOVERNMENT OF THE UNITED STATES TO DISCHARGE RESPONSIBILITIES WITH RESPECT TO THE EQUIPMENT, MATERIALS AND SERVICES FURNISHED THE FRG. ARTICLE VII OF THIS SAME AGREEMENT PROVIDES THAT THE FRG GOVERNMENT WILL MAKE AVAILABLE TO THE U.S. GOVERNMENT GERMAN CURRENCY IN ADEQUATE AMOUNTS FOR OUR "ADMINISTRATIVE AND OPERATING EXPENDITURES" IN CONNECTION WITH THIS AGREEMENT. THIS LATTER ARTICLE APPEARS TO BE THE BASIS FOR THE FRG PAYING THE ADMINISTRATIVE AND OPERATING COSTS OF MAAG. THE EMBASSY ASSUMES THAT OUR FORMAL NOTIFICATION TO THE FRG SHOULD INCLUDE A REFERENCE TO THIS MUTUAL DEFENSE AGREEMENT AND SPECIFICALLY NOTIFY THE FRG THAT THE THREE-MEMBER SECURITY ASSISTANCE TEAM (WHATEVER IT IS CALLED) HAS BEEN DESIGNATED TO CARRY OUT THESE FUNCTIONS.

3. THE EMBASSY IS UNCERTAIN WHETHER IT WILL BE NECESSARY FORMALLY TO AMEND THE EXCHANGE OF NOTES REFERRED TO IN PARA 1. SHOULD THE DEPARTMENT FEEL SUCH ACTION IS REQUIRED, AN APPROPRIATE EXCHANGE OF NOTES COULD BE AN INTEGRAL PART OF OUR FORMAL NOTIFICATION. IF THE DEPARTMENT HAS NO STRONG FEELINGS ONE WAY OR THE OTHER, THE EMBASSY SUGGESTS THAT THE FRG GOVERNMENT BE APPROACHED ON AN INFORMAL BASIS TO ASCERTAIN WHETHER OR NOT IT FEELS THAT A NEW EXCHANGE OF NOTES IS NECESSARY.

4. BECAUSE OF THE RELATIVELY RELAXED FASHION IN WHICH THE FRG RECEIVED INFORMAL NEWS OF THE TERMINATION OF MAAG (REFTEL B), WE DO NOT FEEL STRONGLY ABOUT THE LEVEL AT WHICH FORMAL NOTIFICATION SHOULD BE GIVEN TO THE FRG. PERHAPS A NOTE VERBALE INCORPORATING THE POINTS MADE IN PARAS 2 AND (IF DESIRED) 3 ABOVE WOULD BE MOST APPROPRIATE.

5. NAME OF NEW ORGANIZATION. REFTTEL C NOTED THAT EMBASSY PARIS HAD RESERVATIONS CONCERNING THE PROPOSAL TO CONFIDENTIAL

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CALL THE NEW ELEMENT THE "USEUCOM LIAISON OFFICE." EMBASSY BONN ALSO HAS RESERVATIONS ON THIS SCORE ALTHOUGH OUR BASIS IS SOMEWHAT DIFFERENT FROM THAT OF EMBASSY PARIS. OUR IMPRESSION IS THAT ONE OF THE REASONS FOR THE CONGRESSIONAL PRESSURE THAT HAS LED TO THE ABOLITION OF MAAG GERMANY IS THE FACT THAT THE TERM "MILITARY ASSISTANCE ADVISORY GROUP" NO LONGER DESCRIBES THE FUNCTIONS BEING PERFORMED BY THAT ORGAN-

IZATION. THE PROPOSED NEW OFFICE WILL PRIMARILY BE CONCERNED WITH MUTUAL DEFENSE ACTIVITIES AND NOT WITH PROVIDING A LIAISON FUNCTION ON BEHALF OF USEUCOM. THUS WE SUGGEST THAT THE NAME OF THE NEW ORGANIZATION REFLECT ITS INTERNATIONAL LEGAL BASIS AND BE CALLED SOMETHING LIKE THE "OFFICE FOR MUTUAL DEFENSE ACTIVITIES."

6. ACTION REQUESTED: WASHINGTON REACTION TO THESE PROPOSALS.

HILLENBRAND

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NNN

Message Attributes

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04 MAY 2006

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